

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 23-61963-CIV-DAMIAN/Valle

HEATHER McMANUS,

Plaintiff,

v.

MARTIN O'MALLEY,
Commissioner of Social Security,

Defendant.

**ORDER ADOPTING REPORT AND RECOMMENDATION AND
GRANTING PLAINTIFF'S CONSENT MOTION FOR ATTORNEY'S FEES**

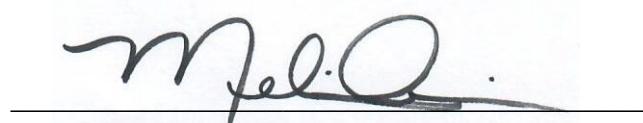
THIS CAUSE is before the Court upon the Report and Recommendation ("R&R") of the Honorable Alicia O. Valle, United States Magistrate Judge, [ECF No. 26] regarding Plaintiff, Heather McManus's ("Plaintiff"), Consent Motion for Attorney's Fees Under the Equal Access to Justice Act [ECF No. 25] ("Motion"), filed June 25, 2024. In her R&R, Magistrate Judge Valle recommends that Plaintiff's Motion be granted and that the Court award \$4,709.74 in attorney's fees, which should be made payable to Plaintiff's counsel after the U.S. Department of the Treasury determines whether Plaintiff owes a federal debt. The parties have not filed objections to the R&R, and the time to do so has passed.

THE COURT has reviewed the R&R, the Motion, and the relevant record and agrees with the reasoning and recommendations set forth therein. Finding no clear error, the Court **AFFIRMS** and **ADOPTS** Judge Valle's R&R [ECF No. 25]. Accordingly, it is hereby

ORDERED AND ADJUDGED that Plaintiff's Consent Motion for Attorney's Fees

Under the Equal Access to Justice Act [ECF No. 25] is **GRANTED**. Plaintiff is awarded
\$4,709.74 in attorney's fees pursuant to the Equal Access to Justice Act, 28 U.S.C. §
2412(d), which shall be payable to Plaintiff's counsel, David B. Goetz, Esq., subject to offset
against any pre-existing debt Plaintiff may owe to the United States.

DONE AND ORDERED in Chambers in the Southern District of Florida, this 9th
day of July, 2024.



MELISSA DAMIAN
UNITED STATES DISTRICT JUDGE

cc: counsel of record